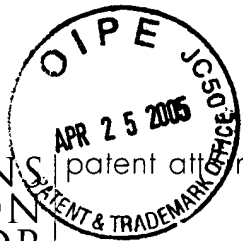


04-26-05

3653
JFW



JENKINS
WILSON
& TAYLOR
patent attorneys

RICHARD E. JENKINS

April 25, 2005

JEFFREY L. WILSON

ARLES A. TAYLOR, JR.

GREGORY A. HUNT

E. ERIC MILLS

BENTLEY J. OLIVE

MICHAEL J. CROWLEY

*CHRIS PERKINS, PH.D.

**JAMES DALY IV, PH.D.

JEFFREY CHILDERS, PH.D.

THEODOSIOS THOMAS

OF COUNSEL
SOROJINI BISWAS

"Express Mail" mailing number EV 579 135 601

Date of Deposit April 25, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Christi A. Butner

Christi A. Butner

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U.S. Patent Application Serial No. 10/085,357 for
SYSTEM AND METHOD FOR MONITORING GROUPED
RESOURCES
Our Ref. No. 1174/146

Sir:

Please find enclosed in connection with the subject U.S. patent application the following documents:

1. An Amendment Transmittal Form (2 pages);
2. An Amendment D (41 pages);
3. A return-receipt postcard to be returned to us with the U.S. Patent and Trademark Office filing stamp thereon; and
4. A Certificate of Express Mail No.: EV 579 135 601

*LICENSED ONLY IN CA

**LICENSED ONLY IN KY

tel 919.493.8000
fax 919.419.0383

Jenkins, Wilson & Taylor, P.A.
JenkinsWilsonTaylor.com

University Tower, Suite 1400 | 3100 Tower Boulevard | Durham, North Carolina 27707

Commissioner for Patents
April 25, 2005
Page 2

The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account Number 50-0426.

Respectfully submitted,

JENKINS, WILSON & TAYLOR, P.A.

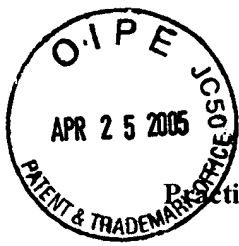


Jeffrey L. Wilson
Registration No. 36,058

1174/146 JLW/EEM/cab

Enclosures

Customer No: 25297



Patentitioner's Docket No. 1174/146

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: David A. Meckes, James S. Lee, Jr. and Richard Roscioli

Application No.: 10/085,357

Group No.: 3653

Filed: 02/28/2002

Examiner: Kohner, Matthew

For: SYSTEM AND METHOD FOR MONITORING GROUPED RESOURCES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☐ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☒ as "Express Mail Post Office to Addressee"

Mailing Label No. EV 579 135 601 (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____.

Date: April 25, 2005

Signature

Christi A. Butner

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY				
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE		ADDIT. FEE		
TOTAL	28	— 46	= 0	x	\$ 50.00	=	\$	0.00
INDEP.	14	— 21	= 0	x	\$ 200.00	=	\$	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$ 0.00	=	\$	0.00
TOTAL								
ADDIT. FEE							\$	0.00

No additional fee for claims is required.

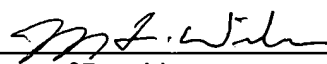
FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 50-0426.

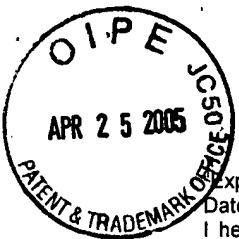
If an additional fee for claims is required, charge Account No. 50-0426.

Date: 4-25-05

Reg. No.: 36,058
Tel. No.: 919-493-8000
Customer No.: 25297



Signature of Practitioner
Jeffrey L. Wilson
Jenkins, Wilson & Taylor, P.A.
Suite 1400 Univeristy Tower
3100 Tower Boulevard
Durham, NC 27707



Express Mail" mailing number: EV579 135 601 US

Date of Deposit April 25, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Christi A. Butner
Christi A. Butner

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Meckes et al.

Group Art Unit: 3653

Serial No.: 10/085,357

Examiner: Kohner, Matthew J.

Filed: February 28, 2002

Docket No.: MWE 63288-317
(JWT 1174/146)

Confirmation No.: 6603

For: **SYSTEM AND METHOD FOR MONITORING GROUPED RESOURCES**

AMENDMENT D

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is responsive to the Office Action dated January 24, 2005, having a period for response by April 24, 2005. Since April 24, 2005 falls on Sunday, the response period is extended up to and including April 25, 2005. The Commissioner is hereby authorized to charge the requisite extension fee to Deposit Account No. 50-0426. Favorable consideration is respectfully requested in view of the following Amendments and Remarks.